

ORDINANCE C-43-97

AN ORDINANCE TO AMEND CHAPTER 725 OF THE CODIFIED ORDINANCES OF GROVE CITY, TITLED GARBAGE AND REFUSE COLLECTION AND DECLARE AN EMERGENCY

WHEREAS, the Director of Public Service has determined that revisions to this Chapter is needed to bring it into compliance with the contract bid proposals for Garbage and Refuse Collection; and

WHEREAS, these changes will coincide with the standard, current contractual requirements; and

WHEREAS, on June 6, 1997, Council authorized the Director of Service to solicit bids for a new Garbage and Refuse contract and an emergency exists to bring this Chapter into compliance for the health, safety and welfare of the community.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GROVE CITY, STATE OF OHIO, THAT:

SECTION 1. Section 725.03 is hereby Repealed and replaced with the following:

725.03 INSURANCE REQUIRED FOR PRIVATE HAULER

The Contractor shall secure, pay for and maintain until completion of the contract, the following:

- (a) Public Liability and Property Damage Insurance as shall protect him and the City, as named insured, from claims for personal injury or property damage which may arise because of the nature of the work or from operations under this contract.
- (b) General Liability shall be on a per occurrence basis, and in comprehensive form. General Liability coverage shall include Broad Form Property Damage and Personal Liability. The Contractor shall provide General Liability and Excess General Liability in the following amounts, at a minimum: Two million dollars (\$2,000,000.00) primary General Liability plus three million dollars (\$3,000,000.00) Excess General Liability. The Contractor will provide a Certificate of Insurance on the anniversary of this contract to the Director of Public Service. Failure to provide or maintain this Certificate may result in immediate termination of this contract.
- (c) Coverage for any Auto, including non-owned and hired autos, with a combined single limit of one million dollars (\$1,000,000.00) per occurrence. In addition, the Contractor shall provide uninsured and underinsured motorist coverage in the amount of one million dollars (\$1,000,000.00) per occurrence.

SECTION 2. Section 725.05, which reads:

725.05 PERFORMANCE BOND REQUIRED FOR PRIVATE HAULER.

The private hauler shall furnish a performance bond, or a letter of credit from a chartered bank, in the amount of fifty thousand dollars (\$50,000) which shall be forfeited to the City for failure to comply with the provisions of this chapter. Such bond shall be approved by the City Law Director and deposited with the Director of Public Service.

IS HEREBY AMENDED TO READ:


725.05 PERFORMANCE BOND REQUIRED FOR PRIVATE HAULER.

The private hauler shall furnish, annually, a Performance Bond, and/or an irrevocable letter of credit from a chartered bank, in the amount of ~~fifty thousand dollars (\$50,000)~~ two hundred fifty thousand dollars (250,000.00) which shall be forfeited to the City for failure to comply with the provisions of this chapter and Garbage and Refuse Contract Agreement. Such bond shall be approved by the City Law Director and deposited with the Director of Public Service.

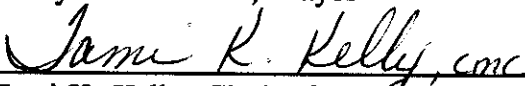
SECTION 3. For reasons stated in the preamble and made a part hereof, this ordinance is hereby declared to be an emergency measure and shall therefore go into immediate effect.

Passed: 7-7-97
Effective: 7-7-97

Attest:


Michael Milovich, Jr., President of Council


Cheryl L. Grosman, Mayor


Tami K. Kelly, Clerk of Council

I Certify that this ordinance is correct as to form.


Thomas Clark, Director of Law